

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JORGE MEDINA CONCHA : CIVIL ACTION  
: :  
v. : :  
: :  
ELAINE C. DUKE, et al. : NO. 17-5321

ORDER

AND NOW, this 15th day of May, 2018, for the reasons set forth in the accompanying Memorandum, it is hereby ORDERED that:

(1) Count I of the complaint is dismissed for lack of subject matter jurisdiction under 8 U.S.C. § 1154(a)(1)(J) to the extent it challenges defendants' factual findings;

(2) Count II of the complaint is dismissed for lack of subject matter jurisdiction; and

(2) the motion of defendants for judgment on the administrative record (Doc. # 6) is otherwise GRANTED.

BY THE COURT:

/s/ Harvey Bartle III

J.